

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION OVER A PRIOR PATENT**

In re Application of: Marvin L. Vestal  
 Application No.: 10/023,203  
 Filed: December 17, 2001 Confirmation No.: 3624 Group: 2881  
 For: A Tandem Time-Of-Flight Mass Spectrometer with Delayed Extraction  
 and Method for Use

TERMINAL DISCLAIMER  
 DISAPPROVED

missing patent/serial  
 SEP 13 2003  
 which forms double  
 patenting rejection  
 TECHNOLOGY CENTER 2800  
 SPECIAL PROGRAM CENTER

The owner PerSeptive Biosystems, Inc., of 100% percent interest in the above-identified application hereby disclaims a terminal part of the term of the patent equivalent to the period of abandonment of the above-identified application. This terminal disclaimer applies to any patent granted on the above-identified application or on any application that contains a specific reference under 35 U.S.C. 120, 121, or 365(c) to this application. This disclaimer is binding upon the grantee, its successors or assigns.

Check either box 1 or 2 below, if appropriate.

1. ☒ For submissions on behalf of an organization (e.g. corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

2. ☐ The undersigned is an attorney of record.

RENEE PRESTON *R. Preston*  
 PARALEGAL SPECIALIST  
 TECHNOLOGY CENTER 2800

*Andrew T. Karnakis*  
 Andrew T. Karnakis, Esq.  
 Chief Patent Counsel

*12 August 2003*  
 Date

- ☒ Terminal disclaimer fee under 37 C.F.R. 1.20(d) included.  
 Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).

**THE STATEMENT BELOW IS FOR OFFICE USE ONLY**

In accordance with the decision granting the petition filed on \_\_\_\_\_, this terminal disclaimer is accepted. The period of abandonment specified above has been accepted as equivalent to \_\_\_\_\_ months.

\_\_\_\_\_  
 Petitions Examiner



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CERTIFICATE UNDER 37 CFR § 3.73(b)  
TC 2800 MAIL ROOM

PATENT APPLICATION  
Docket No. 302705.3001-105  
(Prior Docket No.: SYP-137CPC1)

Applicant: Marvin L. Vestal

Application No.: 10/023,203

Filed: December 17, 2001

For: A Tandem Time-of-Flight for Mass Spectrometer with Delayed Extraction and Methods of Use

PerSeptive Biosystems, Inc., a Corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

certifies that it is:

- A. ☒ the assignee of the entire right, title and interest in the patent application identified above.
- B. ☐ an assignee together with ☐ of the entire right, title and interest in the patent application identified above. A separate Certificate under 37 CFR § 3.73(b) is attached.

The right, title and interest of the above-named assignee in the patent application identified above is established by virtue of:

- A. ☒ An assignment from the inventor of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel 010084, Frames 0028-0031, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s) of the patent application identified above, to the current assignee as shown below:

1. From: To:  
The document was recorded in the Patent and Trademark Office at  
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☐ Additional documents in the chain of title are attached.

☐ Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: Andrew T. Karnakis

Name: Andrew T. Karnakis

Title: Chief Patent Counsel

Signature: JUN. 6, 2003